

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
300 Lakeside Drive, P. O. Box 12688, Oakland, CA 94604-2688

BOARD MEETING AGENDA

December 19, 2019

9:00 a.m.

A regular meeting of the Board of Directors will be held at 9:00 a.m. on Thursday, December 19, 2019, in the BART Board Room, 2040 Webster Street, Oakland, California.

Members of the public may address the Board of Directors regarding any matter on this agenda. Please complete a "Request to Address the Board" form (available at the entrance to the Board Room) and hand it to the Secretary before the item is considered by the Board. If you wish to discuss a matter that is not on the agenda during a regular meeting, you may do so under Public Comment.

Any action requiring more than a majority vote for passage will be so noted.

Items placed under "consent calendar" are considered routine and will be received, enacted, approved, or adopted by one motion unless a request for removal for discussion or explanation is received from a Director or from a member of the audience.

Please refrain from wearing scented products (perfume, cologne, after-shave, etc.) to these meetings, as there may be people in attendance susceptible to environmental illnesses.

BART provides service/accommodations upon request to persons with disabilities and individuals who are limited English proficient who wish to address BART Board matters. A request must be made within one and five days in advance of Board meetings, depending on the service requested. Please contact the Office of the District Secretary at 510-464-6083 for information.

Rules governing the participation of the public at meetings of the Board of Directors and Standing Committees are available for review on the District's website (<http://www.bart.gov/about/bod>), in the BART Board Room, and upon request, in person or via mail.

Meeting notices and agendas are available for review on the District's website (<http://www.bart.gov/about/bod/meetings.aspx>); at bart.legistar.com; and via email (https://public.govdelivery.com/accounts/CATRANBART/subscriber/new?topic_id=CATRANBART_1904) or via regular mail upon request submitted to the District Secretary. Complete agenda packets (in PDF format) are available for review on the District's website and bart.legistar.com no later than 48 hours in advance of the meeting.

Please submit your requests to the District Secretary via email to BoardofDirectors@bart.gov; in person or U.S. mail at 300 Lakeside Drive, 23rd Floor, Oakland, CA 94612; fax 510-464-6011; or telephone 510-464-6083.

Patricia K. Williams
District Secretary

Regular Meeting of the
BOARD OF DIRECTORS

The purpose of the Board Meeting is to consider and take such action as the Board may desire in connection with:

1. CALL TO ORDER

- A. Roll Call.
- B. Pledge of Allegiance.
- C. Introduction of Special Guests.
 - i. Sophia Humphrey
 - ii. Michael C. Healy
 - iii. 2019 Holiday Toy Drive Recipient: Mission Neighborhood Centers, Inc.

2. CONSENT CALENDAR

- A. Approval of Minutes of the Meeting of November 21, 2019.*
Board requested to authorize.

3. PUBLIC COMMENT – 15 Minutes

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda. An additional period for Public Comment is provided at the end of the Meeting.)

4. ADMINISTRATION ITEMS

Director Simon, Chairperson
NO ITEMS.

5. ENGINEERING AND OPERATIONS ITEMS

Director Foley, Chairperson
NO ITEMS.

6. PLANNING, PUBLIC AFFAIRS, ACCESS, AND LEGISLATION ITEMS

Director Raburn, Vice Chairperson
NO ITEMS.

7. GENERAL MANAGER'S REPORT

- A. Report of Activities, including Updates of Operational, Administrative, and Roll Call for Introductions Items.

8. BOARD MATTERS

- A. Board Member Reports.
(Board member reports as required by Government Code Section 53232.3(d) are available through the Office of the District Secretary. An opportunity for Board members to report on their District activities and observations since last Board Meeting.)

- B. Roll Call for Introductions.
(An opportunity for Board members to introduce a matter for consideration at a future Committee or Board Meeting or to request District staff to prepare items or reports.)
- C. In Memoriam.
(An opportunity for Board members to introduce individuals to be commemorated.)
- D. Election of Officers.
 - 1. President.
 - 2. Vice President.

9. PUBLIC COMMENT

(An opportunity for members of the public to address the Board of Directors on matters under their jurisdiction and not on the agenda.)

SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT
300 Lakeside Drive, P.O. Box 12688, Oakland, CA 94604-2688

Board of Directors
Minutes of the 1,852nd Meeting
November 21, 2019

A regular meeting of the Board of Directors was held on November 21, 2019, convening at 9:05 a.m. in the BART Board Room, 2040 Webster Street, Oakland, California, and 44B 10th Street, Hong Lok Yuen, Hong Kong. President Dufty presided; Patricia K. Williams, District Secretary.

Directors present in Oakland: Directors Ames, Foley, McPartland, Raburn, Simon, and Dufty.

Director present in Hong Kong: Director Li.

Absent: Director Saltzman. Director Allen entered the Meeting later.

President Dufty requested a moment of silence in honor of Mr. Oliver Williams.

Director Allen entered the meeting in Oakland.

President Dufty called for Introduction of Special Guests. President Dufty recognized Mr. John O'Connor, Transportation Supervisor, for his heroic acts on November 3, 2019. President Dufty shared letters of commendation addressed to Mr. O'Connor from Mr. Gavin Newsom, Governor of California, and Ms. K. Jane Williams, Acting Administrator of the Federal Transit Administration. Mr. O'Connor thanked the Board of Directors and gave remarks. Ms. Tamar Allen, Assistant General Manager, Operations, recognized Mr. O'Connor and presented him with a commemorative train figurine.

President Dufty presented Mr. O'Connor with a Certificate of Recognition.

President Dufty introduced Former Director Thomas Blalock and Ms. Diane Shaw, Member of the Alameda County Transit District Board of Directors. Mr. Blalock congratulated the Board of Directors for selecting Mr. Powers as the General Manager of BART. Mr. Blalock urged the Board to celebrate whenever possible and congratulated Mr. O'Connor. Ms. Shaw expressed that she looks forward to working with the BART Board of Directors to improve transportation in the area.

Consent Calendar items brought before the Board were:

1. Approval of Minutes of the Meeting of October 24, 2019.
2. District Base Pay Schedule.
3. Amendment to Legal Services Agreement with Renne Public Law Group.

4. Amendment to Agreement with Urban Alchemy for the Elevator Attendant Program.
5. Award of Contract No. 04SF-210, Construction of East Contra Costa BART Extension Project Maintenance Facility and Canopies.
6. Amendment to Agreement with K & J Safety for Security Consulting Safety Training.
7. Reject All Bids for Contract No. 54RR-110, Sewage Pumps Replacement Project.

President Dufty requested that Item 2-B, District Base Pay Schedule, be removed from the Consent Calendar. Director Simon made the following motions as a unit. Director McPartland seconded the motions, which carried by unanimous roll call vote. Ayes: 8 – Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes: 0. Absent: 1 – Director Saltzman.

1. That the Minutes of the Meeting of October 24, 2019, be approved.
2. That the amendment of the agreement with Renne Public Law Group to continue its representation of the District to handle the Adverse California Public Employees' Retirement System (CalPERS) Appeal matter and as required to complete representation of this District in this matter be approved.
3. That the General Manager be authorized to amend the agreement with Urban Alchemy for Elevator Attendants at Civic Center, Powell Street, Montgomery, and Embarcadero stations, not to exceed \$2,800,000 in Fiscal Year (FY) 2020 and not to exceed \$3,200,000 in FY 2021.
4. That the General Manager be authorized to award Contract No. 04SF-210, for Construction of East Contra Costa BART Extension Project Maintenance Facility Canopies and Structures, to Alex Kushner General Inc. for the amount of \$1,302,341.00, subject to the District's Protest Procedures.
5. That the General Manager be authorized to execute an Amendment to the Agreement with K&J Safety and Security Consulting in an amount not to exceed \$91,000 (Total Contract Value \$181,556).
6. That all Bids for Contract No. 54RR-110, Sewage Pumps Replacement, be rejected.

President Dufty brought the matter of District Bay Pay Schedule before the Board. Ms. Gia Ilole, Acting Assistant General Manager, Administration, presented the item.

Sal Cruz addressed the Board.

Ms. Ilole indicated that the base pay schedule is correct and requested Board approval. President Dufty requested that Ms. Ilole meet with Mr. Cruz to determine whether the base pay schedule needs to be amended.

President Dufty moved that the base pay schedule in effect July 1, 2019, be approved. Director Simon seconded the motion, which carried by unanimous roll call vote. Ayes: 8 – Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes: 0. Absent: 1 – Director Saltzman.

President Dufty called for Public Comment. The following individuals addressed the Board:

Randall Glock
Michael Granat
Suzanne Gamble
Darrell Owens
Gena Alexander
Jacob Lilja
Stephine Barnes

Director Simon, Chairperson of the Administration Committee, brought the matter of Update on Clipper® Next Generation System and Means-Based Pilot Program before the Board. Ms. Pamela Herhold, Assistant General Manager, Performance and Budget, introduced Mr. Jason Weinstein, Assistant Director of Clipper® at the Metropolitan Transportation Commission (MTC); Ms. Patricia Nelson, Fare Programs Administrator, Performance and Budget; and Mr. Ravi Misra, Assistant General Manager, Technology, Office of the Chief Information Officer. Mr. Weinstein and Ms. Herhold presented the item.

Director Allen asked clarifying questions regarding the application process and staffing for discounted fare. She also asked for information about the timeline for the implementation of planned updates and new features, and limitations on purchasing tickets with Clipper® cards.

Director McPartland requested a Clipper® information card that outlines upcoming Clipper® changes.

Director Foley asked questions regarding Clipper® integration with mobile phone wallets, cross-platform capability, the timeframe for the rollout of Clipper® on mobile phones, and when the means-based fare pilot program will be implemented.

President Dufty introduced discussion on how FASTER Bay Area can make the means-based fare pilot program more robust.

Director Simon expressed support for the means-based fare pilot program and commented on the “time tax” for low-income individuals, shared the experience of a low-income commuter, and asked questions about marketing, MTC’s involvement in marketing efforts, and quarterly updates for the Board.

Director Li commented on her experience with the Hong Kong Mass Transit Railway (MTR), the account-based Clipper® system, and new fare ideas. She asked for an explanation of why the account-based system is necessary before special fare programs can be considered, the costs associated with the system, and whether the MTC is funding community-based organizations’ participation in outreach for the means-based fare pilot program. She discussed support for individuals with limited access to the Internet and community-based organizations’ involvement in assisting people with signing up for services, requested that the April 2020 deadline for the

means-based fare pilot program be adhered to, and requested an update prior to the April 2020 rollout.

Director Simon commented on outreach efforts related to youth-based fare discounts and asked where information about the implementation of the means-based fare pilot program and the Clipper® revolution can be obtained. Director Simon asked staff to provide an update regarding the project's timeline at the upcoming Board Workshop.

Director Raburn expressed concern regarding BART's partnership with Clipper®, suggested options, such as Apple Pay and other contact-less credit cards, and commented on the California Integrated Travel Project; providing the public with options; fare integration; the Clipper® mobile application. He asked whether the Clipper® mobile application, and the implementation of the means-based fare pilot program.

Director Ames expressed agreement with Director Raburn's comment regarding various payment options, commented on fare discounts, Clipper®, and her experience with transit in Vancouver, British Columbia, asked how Clipper® will integrate with the BART mobile application, requested more frequent updates, and commented on marketing discount programs and ridership.

Director Foley, Chairperson of the Engineering and Operations Committee, brought the matters of Award of Contract No. 04SF-190, Antioch Station Expansion Parking Project and Miscellaneous Site Improvements; and Sole Source Procurement of Portable Rail Car Lifts, before the Board.

President Dufty made the following motions as a unit. Director Simon seconded the motions, which carried by unanimous roll call vote, satisfying the required two-thirds majority for the Sole Source Procurement. Ayes – 8: Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes – 0. Absent – 1: Director Saltzman.

1. That the General Manager be authorized to award Contract No. 04SF-190, for Antioch Station Expansion Parking Project and Miscellaneous Site Improvements, to O.C. Jones & Sons, Inc., of Berkeley, CA, for the amount of \$9,300,000.00, subject to the District's Protest Procedures; and to exercise Option 1 for the Slatten Ranch Road Interchange Striping Modification and Multi Use Improvements, for the Total Option 1 Bid Price of \$635,000.00 (Total Contract amount is \$9,935,000.00).
2. That pursuant to Public Contract Code Section 20227, the Board finds that Windhoff is the single source of supply for the purchase of compatible and interoperable portable rail car lifts that would duplicate equipment currently in use by the District; and that the General Manager be authorized to negotiate with and award a contract to Windhoff for the purchase of sixteen (16) portable rail car lifts for an amount not to exceed \$440,000.00, including applicable sales tax, tariff and shipping (Two-thirds vote required).

Director Foley brought the matter of Award of Contract No. 15IF-140, Powell Street Station Modernization Project, before the Board. Ms. Tamar Allen, and Ms. Shirley Ng, Group Manager, Capital Projects, Extensions, presented the item.

Director Allen asked for a synopsis of the Powell Street Station Modernization Project, asked staff to discuss public safety features of the modernization efforts, and commented on the installation of six-foot railings to prevent fare evasion.

Director Li expressed support for the re-opening of bathrooms as part of the Project.

President Dufty asked staff to discuss the restrooms at Powell Street Station, including whether the restrooms will be staffed with attendants.

Director Raburn expressed support for the Project, commented on the restrooms at 19th St. Oakland Station, and asked staff whether the low bidder is paying prevailing wages.

Director Ames expressed support for the Project and commented on the installation of higher railings and fare evasion.

Director Foley expressed support for the installation of six-foot railings and re-opening all station restrooms.

President Dufty moved that the General Manager be authorized to award Contract No. 15IF-140, Powell Street Station Modernization Project, to ProVen Management, Inc., for the base Bid price of \$11,256,710.00 pursuant to notification to be issued by the General Manager, and subject to the District's Protest Procedures; and that the General Manager also be authorized to exercise the two options for a total price of \$3,721,000.00 (subject to funding availability). Director Li seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes – 0. Absent – 1: Director Saltzman.

Director Foley brought the matter of Update on Fleet of the Future before the Board. Ms. Tamar Allen, Mr. John Garnham, Group Manager Rail Vehicle Capital Program, Rolling Stock and Shops, Mr. Roy Aguilera, Chief Transportation Officer, and Mr. David Hardt, Chief Mechanical Officer, Rolling Stock and Shops, presented the item.

Director Ames commented on the Fleet of the Future and ridership, asked about the length and frequency of the trains, video recording, and crime reporting.

Director Raburn asked how many train cars would be delivered from the Plattsburg and Pittsburg sites. Director Raburn commented on the service plan, interior configuration of train cars, the sale of legacy train cars and salvaging spare parts, and updating placards and creating a plank for passengers.

President Dufty asked staff to discuss maintenance of the new train cars and staff addressed his request.

Director McPartland asked about video recordings and video cameras, the 13-inch gap between D train cars, public safety, and minimizing the risk of moving passengers between train cars.

Director Allen asked questions regarding the “escalation” contract term, baseline budget, issuance of change orders, change in the reserve, and claims against Bombardier for delays; and expressed support for the employment of Pittsburg residents to assemble the new trains.

Director Foley brought the matter of Update on Sunday Revenue Service before the Board. Ms. Tamar Allen, Mr. John McCormick, Director of Operations Planning, and Mr. Myat San, Group Manager, Electrical and Mechanical Engineering, Maintenance and Engineering, presented the item.

Director Allen expressed support for the proposed 24-minute headways.

Director McPartland asked about the impact of the new Train Control System on train timelines.

President Dufty commented on his experience with Sunday service and educating the public about the increased reliability that will accompany the proposed 24-minute headways.

Director Simon commented on her Sunday service experience and station agents' assistance.

Director Li commented on the feedback she has received about weekend service and Mr. Robert Powers' upcoming event/plan to discuss weekend service with riders at 24th St. Mission Station, expressed that dissatisfaction with headways of 20 minutes or more, and commented on ridership, the need for consistency, weekend discounts, the lack of available special fare programs, and programmatic efforts to incentivize weekend riders and thank riders for their loyalty. Director Li requested regular updates.

Director Raburn commented on the improvement in blue line service presented in the proposed service plan, and asked whether the interlockings would be upgraded to handle increased traffic and when the service would change. Director Raburn commented on the 34.5kV cable replacement and expressed support for the service change.

Director Ames expressed support for off-peak ridership incentives.

Director Foley commented on the feedback he has received regarding Sunday service and the longer wait for trains under the proposed service plan, suggested the trains consist of ten cars due to the longer headways, and asked whether intermittent express trains could be utilized.

Director Foley brought the matter of Change Order to Contract No. 15EJ-171, 34.5 kV Cable Replacement M-Line MVS Switching Station and MTF, MSS, MPS, and MTW Substations, with DMZ Builders Co., Inc., for Contract Time Extension (C.O. No. 13), before the Board. Mr. Myat San presented the item.

Director Raburn moved that the General Manager be authorized to execute Change Order No. 013 for Contract No. 15EJ-171, 34.5KV Cable Replacement M-Line MVS Switching Station and MTF, MSS, MPS and MTW Substations, with DMZ Builders Co., Inc. in the amount not to exceed \$1,500,000.00 and to extend the Contract completion date by 180 calendar days. Directors McPartland and Simon seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes – 0. Absent – 1: Director Saltzman.

President Dufty announced that the order of agenda items would be changed.

Director Raburn, Chairperson of the Planning, Public Affairs, Access, and Legislation Committee, brought the matter of Update on Transit Operations Facility and Lake Merritt Plaza before the Board.

Director Raburn recognized a representative from the Fruitvale Business Improvement District.

Director Raburn commented on staff's public outreach efforts at the Lake Merritt and Fruitvale station areas to discuss changes to Lake Merritt Station and the new transit-oriented development site at Fruitvale Station. He noted that he met with seven elected or community leaders and that there had been considerable effort to expose the project even before the agenda was published.

Mr. Carl Holmes, Assistant General Manager, Design and Construction; Mr. Val Menotti, Chief Planning and Development Officer; and Ms. Hannah Lindelof, Project Manager, Stations, Systems Development, presented the item.

Salah Elbakri addressed the Board.

Director Allen asked clarifying questions about Mr. Elbakri's comments on parking availability. She commented on the potential for declining ridership due to the reduction in available parking spaces, the timeline for the Lake Merritt Plaza project, and prioritizing station hardening features over other features.

Director Ames commented on the BART headquarters discussion and the cost of the project. Director Ames asked questions regarding the completion of the risk analysis, the percentage of design that has been estimated and the location for the Emergency Operations Center (EOC)/Operations Control Center (OCC), redundancy, funding sources for the project, justification for exploring a new location for the EOC/OCC, transparency regarding the evaluation, and how the 65% evaluation led to moving to a new location.

Director McPartland commented on the lack of options to choose from, asked how much money has been spent on the 65% design, expressed concern about moving mass numbers of people at the proposed new location, and suggested that staff consider the location to the immediate east of the Oakland yard.

Director Li asked about estimated cost of the community benefits, namely the plaza and access improvements and the current estimated cost of the Transit Operations Facility, if it could be feasibly built at Lake Merritt, commented on the importance of community trust, and expressed support for providing the plaza and access improvements at reduced cost.

Director Raburn commented on trust and public outreach regarding the project. He also expressed support for Director Li's comments regarding public trust and he noted that certain elements are not negotiable, such as replacing the facility's rooftop. Director Raburn commented on feedback he has received about the former administration building site and expressed that BART needs to deliver a project that the public will embrace at that site.

Director Raburn brought the matter of Millbrae Transit Oriented Development before the Board. Mr. Holmes, Mr. Sean Brooks, Director of Real Estate and Property Development, and Ms. Kimberly Koempel, Principal Planner, Systems Development, presented the item.

The Board reconvened in open session at 1:38 p.m.

Directors present in Oakland: Directors Allen, Ames, Foley, McPartland, Raburn, Simon, and Dufty.

Director present in Hong Kong: Director Li.

Absent: Director Saltzman.

President Dufty announced that there were no announcements to be made from the closed session.

Director Raburn brought the matter of Lease of Employee Workspace with Merced Bar, LLC, at 2500 Bates Avenue, Concord, CA, before the Board.

President Dufty moved that the General Manager, or his designee, be authorized to execute a Lease agreement with Merced Bar, LLC, for approximately 25,000 square feet of employee work space at 2500 Bates Avenue, Concord, for a ten-year term for a total base amount (excluding electricity, gas and water, which will be billed monthly), not to exceed \$5,300,787.89. Director Simon seconded the motion, which carried by unanimous roll call vote. Ayes – 8: Directors Allen, Ames, Foley, Li, McPartland, Raburn, Simon, and Dufty. Noes – 0. Absent – 1: Director Saltzman.

Director Raburn brought the matter of Proposed BART and Valley Transportation Authority Operations & Maintenance Agreement before the Board. Mr. Holmes, Ms. Herhold, and Ms. Bernadette Lambert, Project Manager, Extensions, presented the item.

Director Raburn invited comments from the Board Appointed Officers. Ms. Rosemarie Poblete, Controller-Treasurer and Mr. Matthew Burrows, General Counsel, commented on the item. Mr. Robert Powers, General Manager, recognized and thanked Ms. Kimberly Talvola, Attorney III, Office of the General Counsel, Mr. Holmes, Ms. Herhold, and Ms. Lambert for their contributions to the agreement.

Director Li expressed support for the agreement and the start of revenue service.

Director Ames expressed concern about the projected ridership data for the year 2035. She asked staff whether the agreement allows BART to evaluate the platform size and make substantial changes. Director Ames expressed support for the remainder of the agreement.

Director McPartland responded to Director Ames' comments regarding the size of the platform and expressed approval of the platform as designed. He also noted that the Santa Clara Valley Transportation Authority (VTA) has accommodated BART from a life safety perspective and he commented on the platforms in New York. Director McPartland expressed support for the agreement.

Director Raburn asked whether the reference to “use and access” in section two of the agreement included planning for vertical access and offered comments regarding access and the spirit of collaboration within VTA.

Director Raburn brought the matter of Update on BART and Valley Transportation Authority Phase I before the Board. Mr. Holmes, Mr. Manan Garg, Chief Transit System Development Officer, Design and Construction, and Mr. Shane Edwards, Chief Maintenance and Engineering Officer, Maintenance and Engineering, presented the item.

Director Ames asked whether BART began revenue testing and whether the testing was suspended.

Director Raburn asked how BART's labor units would be deployed.

President Duffy called for the General Manager's Report. Mr. Robert Powers commented on the tragic event in which Mr. Oliver Williams was fatally attacked while onboard a train, and he extended thoughts and prayers to Mr. Williams and Mr. Williams' friends and family.

Mr. Powers reported that he participated in a news conference event at MacArthur Station with Interim Chief of Police, Ed Alvarez. Mr. Powers reported that he and Chief Alvarez have authorized voluntary additional overtime for all sworn officers, community service officers, and proof of payment staff. Mr. Powers reported on his Listening Tour, including his previous appearance at MacArthur Station and upcoming appearances at the 24th St. Mission and San Francisco International Airport stations. He reported that he and Mr. Rodd Lee met with the South Alameda Chapter of the National Association for the Advancement of Colored People (NAACP). Mr. Powers also reported that he met with the mayor of Hayward, Hayward City Council members, and the Hayward City Manager to discuss BART and Hayward. Mr. Powers thanked Directors Saltzman, Allen, and Foley for their support at the Contra Costa County Mayors Conference. Mr. Powers reported on his meeting in Washington D.C. with California's delegation concerning BART matters. He reported on ridership data and Clipper® utilization. Mr. Powers thanked Chief Alvarez and commented on police department staffing. Director Raburn recognized Mr. Powers for his responsiveness to the 12th St./Oakland City Center Station passengers regarding faregates.

President Duffy called for Board Member Reports, Roll Call for Introductions, and In Memoriam requests.

Director McPartland reported that he had attended the Alameda County Emergency Manager's Association meeting; that he participated in the Veterans Day activities in his District; that he was the featured speaker at the BART Veterans Day event; and that he attended the Capitol Corridor Joint Powers Authority meeting in San Jose with Directors Allen and Raburn.

Director Allen reported that she had attended the Contra Costa County Mayors Conference and she recognized Mr. Powers for his presentation at the event. She reported that she attended the Contra Costa Transportation Authority meeting, the Capitol Corridor Joint Powers Authority meeting, and the Bay Area Council's 74th Annual Dinner and Business Hall of Fame event.

Director Allen requested the Meeting be adjourned in memory of Mr. Bernard Tyson, Chairman and Chief Executive Officer of Kaiser Foundation Health Plan, Inc. and Hospitals.

Director Foley reported that he had attended the Contra Costa County Mayors Conference and he recognized Mr. Powers for his presentation at the event. Director Foley reported that he toured the Concord Yard and he thanked Mr. Harold Engle, Rolling Stock and Shops, for his assistance with

the tour. He also reported that he attended the California Transit Association's Annual Fall Conference and Expo and he thanked Ms. Amanda Cruz, Manager of Government Relations and Legislative Affairs, Government and Community Relations, and Mr. James (Jim) Allison, Manager of Media Relations, Communications, for their guidance.

Director Foley submitted a Roll Call for Introductions (RCI) request that staff return to the Board within sixty days with a Labor Peace Agreement for hotel operations policy for Board consideration. Director Foley explained that the policy is intended to protect BART's proprietary interest at transit-oriented developments that include a hotel component. President Dufty seconded Director Foley's RCI request.

Director Foley commented that he would have preferred that the funding for the overtime police department staffing to be allocated to station hardening, accelerating faregate improvements, filling Police Officer and Community Service Officer vacancies, and funding CORP as an all-day program. He requested that, going forward, staff report to the Board about how a loss of life happened and what, if anything, BART could have done differently to improve rider safety when a loss of life occurs on BART.

President Dufty requested the Meeting be adjourned in honor of Mr. Oliver Williams, Good Samaritan, and Mr. James Jim Schultz, former BART employee.

President Dufty commented on his positive experiences in Washington D.C. with Senator Dianne Feinstein, Congressman Eric Swalwell, Congressman Mark DeSaulnier, Congresswoman Barbara Lee, Congresswoman Jackie Speier, and Mr. Robert Edmonson, Chief of Staff, who represented Speaker Nancy Pelosi. President Dufty also reported that he met with Congressman Peter DeFazio and Appropriations Committee staff members. President Dufty recognized Mr. Powers and commented on feedback he received from Ms. Audrey Cooper, Editor in Chief of the *San Francisco Chronicle*. President Dufty also commented on Mr. Powers' meeting with the Federal Transit Administration (FTA) and Mr. Powers' positive relationship with Ms. K. Jane Williams, Acting Administrator of the FTA. President Dufty recognized Mr. Rodd Lee and BART's legislative team. President Dufty commented on the use of Community Service Officers for the Ambassador Program, and he requested that BART staff ensure that the criteria for the Community Service Officer position do not prohibit a diverse workforce that is community-connected and community-reflective. President Dufty gave additional remarks.

Director Li reported that she had attended the Elevator Attendant Program expansion celebration event at Montgomery Station and she thanked BART staff for organizing the event. Director Li reported that she spoke with San Francisco Supervisor Ahsha Safai and she thanked Mr. Powers for speaking with Supervisor Safai while he was in Washington D.C. Director Li also thanked Mr. Tim Chan, Group Manager, Station Planning, Systems Development, and Mr. Sean Brooks for staffing a meeting with Supervisor Safai and other city staff. Director Li congratulated Mr. Jeffrey Tumlin for his appointment as the Director of Transportation of the San Francisco Municipal Transportation Agency (SFMTA). Director Li also congratulated the successful candidates from the recent general election, and she expressed support for the passage of Proposition D in San Francisco. She commented on feedback she has received, and she thanked the District Secretary's Office for processing comments. Director Li also thanked the public for their feedback and indicated that she confirmed that she was not planning to resign at that time.

Director Raburn associated himself with the comments in favor of adding a foot of height to the barriers at Powell Street Station. Director Raburn reported that he had attended the Savor the Greenbelt Gala and the Día De Los Muertos event in Oakland. Director Raburn recognized the staff from the Office of External Affairs, Customer Service, and surveyors for their attendance at the Día De Los Muertos event. Director Raburn also reported that he participated in the Blue Shield employee welcome event and that he attended the Coliseum Connections welcome event, the Bay Area Council event, the Diridon Station Joint Powers Board meeting, and the Capitol Corridor Joint Powers Authority meeting.

Director Ames thanked President Dufty for his leadership. She thanked and recognized Mr. John O'Connor for his act of bravery. Director Ames also thanked BART staff, Chief Alvarez, and Hayward police officers for their responses to the incident involving Mr. Oliver Williams. She commented on collaboration with law enforcement agencies in other cities. Director Ames reported that she attended the Lions' Club meeting, the Realtor's Marketing meeting, and the Alameda County Parks and Recreation and Historical Committee meeting.

President Dufty called for Public Comment. No comments were received.

The Meeting was adjourned at 3:06 p.m.

Patricia K. Williams
District Secretary